IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 11218 of 1999

Between:

Limra Educational and Chartiable Trust, Rep By its Managing

Trustee Dr. Abdul Rahman Skaik, Visakhapatnam.

... PETITIONER

AND

1 Government of Andhra Pradesh, Department of School Education,

Rep By its Director, Hyderabad.
2 Government of Andhra Pradesh, Rep By its Secretary, School

Education, Secretariat, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the Nature of Mandamus declaring clause 3 (f) of the G.O.398 dt. 4.12.97 to the extent "the major condition for land corpus fund are to be fulfilled by the time of submission of applications", as illegal, arbitrary under Article 14 of the Constitution of India and consequently a direction to consider the petitioner's application for grant of NOC to start B.Ed College at Nerellavalasa-Kottavalasa in Visakhapatnam District as the title deeds for the land was also filed before the 2nd respondent as per notification.

Counsel for the Petitioner: MR.B.ADINARAYANA RAO

Counsel for the Respondents: GP FOR SCHOOL EDUCATION

The Court made the following:

ORDER:

Learned counsel for the petitioner submits that subsequent to filing of the writ petition, new guidelines were issued by the Government and seeks permission to withdraw the writ petition and file fresh writ petition, if need arises.

Permission is granted.

The writ petition is dismissed as withdrawn. No costs.

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N.V. RAMANA, J

June 13, 2005

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to. –

1 Director representing Government of Andhra Pradesh, Department of School Education, Hyderabad.

2 Secretary representing Government of Andhra Pradesh, School Education, Secretariat, Hyderabad.

Two C.C. s to the G.P. for School Education, High Court of A.P.,

Hyderabad (OUT)

Two C.D. Copies.

*Form-NIC-OGS/WP {**VEENA**}*